



Docket No.: RIC-00-043

#5  
LDT  
6-22-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Dave McDysan et al.

BOX: MISSING PARTS

Application No.: 09/723,501

Group Art Unit: 2661

Filed: November 28, 2000

Examiner: Not Assigned

Title: EXTERNAL PROCESSOR FOR A DISTRIBUTED NETWORK ACCESS SYSTEM

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(e) dated March 30, 2001, enclosed please find:

- ☒ [X] a Declaration and Power of Attorney executed by the inventor(s) and the surcharge of \$130.00 (fee code 105) as set forth in 37 C.F.R. § 1.16(e);
- ☐ [ ] Please note that the inventor(s) identified on the currently filed Declaration and Power of Attorney are different than those listed on the application filing papers.
- ☐ [ ] a Request for Refund;
- ☐ [ ] a Petition for Extension of Time;
- ☐ [ ] an Assignment and a separate check for the Assignment recordation fee in the amount of \$40.00 (fee code 581);
- ☐ [ ] other:
- ☐ [ ] a check in the amount of \$ \_\_\_\_\_ for the fee due for missing parts; and
- ☒ [X] charge \$130.00 to Deposit Account No. 13-2491 for the fee due for missing parts.....

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper or to credit any overpayment to Deposit Account No. 13-2491. This paper is submitted in duplicate.

RECEIVED

MAY 01 2001

Technology Center 2600

Respectfully submitted,

Paul Roberts  
Registration No. 40,289

Date: 4/19/01

WorldCom, Inc.  
1133 19<sup>th</sup> Street, NW  
Washington, DC 20036  
202-736-6604

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/723,501	11/28/2000	Dave McDysan	RIC00043

CONFIRMATION NO. 7593

## FORMALITIES LETTER

FELSMAN, BRADLEY, VADEN, GUNTER & DILLON, LLP  
Suite 350  
Lakewood on the Park  
7600B North Capital of Texas Highway  
Austin, TX 78731



\*OC000000005922134\*

**DOCKETED**

Due Date  
5/30/2001

Date Mailed: 03/30/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

**Filing Date Granted**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

*Seble*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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MAY 01 2001

Technology Center 2600

04/25/2001 JADD01 00000103 09723501

01 FC:105 130.00 CH

RECEIVED

JUN 19 2001

Technology Center 2100

001-JADD01-00000103-132491-09723501

130.00-CH



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/723,501	
	Filing Date	November 28, 2000	
	First Named Inventor	Dave McDysan et al.	
	Group Art Unit	2661	
	Examiner Name	Not Assigned	
Total Number of Pages in This Submission	12	Attorney Docket Number	RIC-00-043

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration and Power of Attorney; Copy of Notice to File Missing Parts; Return Postcard
Remarks		<b>RECEIVED</b> MAY 01 2001 Technology Center 2600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Paul Roberts Reg. No. 40,289 WorldCom, Inc.
Signature	<i>Paul C. Roberts</i>
Date	4/19/01

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 4/19/01	
Typed or printed name	Tracy Goodwin
Signature	<i>Tracy Goodwin</i>
Date	April 19 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$)

130.00

**Complete if Known**

Application Number	09/723,501
Filing Date	November 28, 2000
First Named Inventor	Dave McDysan et al.
Examiner Name	Not Assigned
Group Art Unit	2661
Attorney Docket No.	RIC-00-043

**METHOD OF PAYMENT**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number

13-2491

Deposit  
Account  
Name

WorldCom, Inc.

- ☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money  
Order ☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description
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101	710	201	355	Utility filing fee
106	320	206	160	Design filing fee
107	490	207	245	Plant filing fee
108	710	208	355	Reissue filing fee
114	150	214	75	Provisional filing fee

Fee Paid

SUBTOTAL (1) (\$)

**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent Claims	-3** =	X	=

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description
------------------	------------------	------------------	------------------	-----------------

103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid		
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.174	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment fee property (times number of properties)	
146	710	246	355	Filing a submission after reexamination (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

130.00

**SUBMITTED BY**

Name (Print/Type)

Paul Roberts

Registration No.

(Attorney/Agent)

40,289

**Complete (if applicable)**

Telephone

202-736-6604

Signature

Date

4/19/01

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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